SUBSTITUTE

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless il displays a valid OMB control market. TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING Docket Number (Optional)

REJECTION OVER A PENDING SECOND APPLICATION

055 - 01

In re Application of: Lianli Ji, et al.

Application No.:

09/801,489

Filed:

March 7, 2001

For:

GRAVITY-SENSITIVE LATCH

The owner*, Southon Inc., of 100 percent Interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/975,448, filled on 10/11/2001, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for fallure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

١.		For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.
----	--	--

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney or agent of record.

Signature

John J. Simkanich (Reg 26036) 1

Typed or printed name

Terminal disclaimer fee under 37 CFR 1.20(d) is included. (previously paid)

WARNING: Information on this form may become public, Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

Burden How Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



1.0

HENRY N. PAUL, JR. 1925-1987 E. ARTHUR THOMPSON 1957-1992

JAMES C. MCGONNON JOHN F. MCNULTY ALEX R. SLUZAS OURMAZD S. OJAN JOHN J. SIMKANICH DEREK S. JESSEN LAW OFFICES OF

PAUL & PAUL

2900

TWO THOUSAND MARKET STREET PHILADELPHIA, PA. 19103 12151 568-4900

FAX COVER SHEET

PATENTS, TRADEMARKS, COPYRIGHTS
AND
INTELLECTUAL PROPERTY CAUSES
FAX 215-557-5057

Date:	MARCH 10, 2004 Fax No.: 703-746-36	27
Please deliv	ver the following pages to:	
Name:	EXR. GARY ESTREMSKY - AY 3	677
From:	JOHN J. SIMKANICH	······
Total numb	er of pages transmitted including cover sheet:	
IF YOU DO	O NOT RECEIVE ALL PAGES, PLEASE CALL: PAUL & PA	UL
	Phone: (215) 568-4900	•
	Fax: (215) 567-5057	
	THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INTENDED RECIPIENT NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS FACSIMILE MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS BY ORDINARY MAIL.	•. •
*********** Paul & Paul	File No.: $055-01$ Your Reference No.: $09/801$	
Client:		·
Message:		•.
	,	·



HENRY N. PAUL, JR. 1925-1987 E. ARTHUR THOMPSON 1957-1982

JAMES C. MCCONNON JOHN F. MCNULTY ALEX R. BLUZAE CURMAZD S. OJAN JOHN J. SIMKANICH DEREK S. JESSEN LAW OFFICES OF

PAUL & PAUL

2900

TWO THOUSAND MARKET STREET PHILADELPHIA, PA. 19103 (215) 568-4900

March 10, 2004

PATENTS, TRADEMARKS, COPYRIGHTS
AND
INTELLECTUAL PROPERTY CAUSES
FAX 213-357-5057

Examiner Gary W. Estremsky United States Patent Office P.O. Box 1450 Art Unit 3677 Alexandria, VA 22313-1450

VIA FAX 703-746-3627

RE:

Application No. 09/801,489 Filed March 7, 2001 Attorney docket no. 055-01

Dear Examiner Estremsky:

Pursuant to our telephone conference of today, and your instructions, we have prepared a Substitute Terminal Disclaimer to the one previously filed on February 19, 2004. We have used PTO Form SB/25 so that your paralegal will have no issues with the format. The previously filed disclaimer's wording was consistent with the wording of Form SB/25, except that the previous disclaimer was limited to pending claims 41-53 and 55-57 and 59-79, as per the remarks in your Action.

Kindly call me to acknowledge the safe receipt of this Fax transmission.

Best regards.

Very truly yours, Paul & Paul

by:

John J. Simkanich Regis No 26,036



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Lianli Ji, et al.

Serial Number:

09/801,489

Filed:

March 7, 2001

For:

GRAVITY-SENSITIVE LATCH

Art Unit:

3677

Examiner:

Gary W. Estremsky

Attny doc:

055-01

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence titled: Substitute Terminal Disclaimer is being facsimile transmitted to the U.S. Patent and Trademark Office, to Fax No. 703-746-3627 to Examiner Gary Estremsky, regarding Ser No 09/801,489 this FAX transmission being sent on March 10, 2004

n . Simkanich, Reg. No. 26,036 Dated: March 10, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

COVER LETTER WITH CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

Attached hereto are the following documents:

- The foregoing Fax Transmission Cover Sheet (1 page);
- 2) This Cover Letter with Certificate of Fax Transmission (1 page); and
- 3) Substitute Terminal Disclaimer PTO Form SB/25 (1 page).

No additional fees are believed to be required as the fee under 37 CFR 1.20(d) was previously paid. In the event that an additional fee is required with respect to this communication, the Commissioner is hereby authorized to charge any additional fees, or credit any overpayment, to Paul & Paul Deposit Account No. 16-0750.

Date: March 10, 2004

Respectfully Submitted.

John J. Simkanich Registration No. 26,036

Paul & Paul

2900 Two Thousand Market Street

Philadelphia, PA 19103

(215) 568-4900

(FAX) 215-567-5057

Order no. 2139





Revenue Accounting and Management

Name/Number: 09801489 Total Records Found: 12

Start Date: Any Date End Date: Any Date

Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount Mailroom Date	Payment Method
03/12/2001	00000013	<u>1</u>	<u>101</u>	\$710.00 03/07/2001	CK
03/12/2001	0000014	<u>1</u>	<u>103</u>	\$20.00 03/07/2001	DA 160750
03/12/2001	0000015	<u>1</u>	<u>103</u>	\$646.00 03/07/2001	CK
06/20/2001	00000092	<u>1</u>	<u>102</u>	\$80.00 06/18/2001	CK
06/20/2001	00000093	<u>1</u>	<u>103</u>	\$18.00 06/18/2001	CK
06/26/2002	00000117	<u>1</u>	<u>179</u>	\$740.00 06/24/2002	CK
06/26/2002	00000118	<u>1</u>	<u>122</u>	\$130.00 06/24/2002	CK
06/26/2002	00000119	<u>1</u>	<u>102</u>	\$168.00 06/24/2002	CK
08/28/2002	00000162	1	<u>581</u>	\$40.00 08/27/2002	CK
09/03/2003	00000002	1	<u> 1806</u>	\$180.00 08/26/2003	DA 160750
09/04/2003	00000055	<u>1</u> ·	<u>1251</u>	\$110.00 09/ 02/2003	CK
03/03/2004	00000001	1	1814	\$110.00 02/19/2004	DA 160750